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Attorneys for Defendant,
GARRISON PROPERTY AND CASUALTY
INSURANCE COMPANY

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

KYLE COLPACK and CIERRA COLPACK,

Plaintiffs,

vs.

USAA GROUP dba GARRISON PROPERTY
& CASUALTY INSURANCE COMPANY and
DOES 1 through 25, inclusive,

Defendants.

CASE NO. 2:22-cv-01597-TLN-KJN

**JOINT STIPULATION AND ORDER TO
MODIFY INITIAL PRETRIAL
SCHEDULING ORDER**

Plaintiffs Kyle Colpack and Cierra Colpack (“Colpacks”) and Defendant Garrison Property
and Casualty Insurance Company (“Garrison”) hereby agree and stipulate as follows:

STIPULATION

WHEREAS, the Court’s Initial Pretrial Scheduling Order dated September 13, 2022 (Dkt. 9)
set the following pertinent case management deadlines:

- a. Fact Discovery Cutoff: May 18, 2023
- b. Expert Disclosures: July 17, 2023
- c. Rebuttal Expert Disclosures: August 16, 2023

d. Supplemental Discovery Cutoff: October 13, 2023

e. Dispositive Motion Deadline: November 14, 2023

WHEREAS, the parties have been diligently engaged in extensive written discovery and continue to await the receipt of document production in response to subpoenas served on non-party entities, the production of which will allow for depositions to move forward and discovery to be completed;

WHEREAS, the parties previously agreed upon and set forth a modified case management schedule within their Joint Status Report as filed on November 2, 2022 (Dkt. 10);

WHEREAS, following further discovery, including depositions, the parties will be in a position to engage in settlement discussion, and are hopeful the matter will resolve;

WHEREAS, the parties agree there is a greater likelihood settlement will be reached in this matter with additional time, and with the avoidance of expending fees on retaining expert witnesses;

WHEREAS, the parties believe that a brief continuance of the case management deadlines, as previously set forth within the Joint Status Report, is warranted to allow for further settlement negotiations and resolution of the matter;

WHEREAS, the parties have not previously sought any time modifications in this case;

WHEREAS, the parties agree they will not be prejudiced by the continuance of the discovery deadlines in this case;

WHEREAS, based upon the foregoing the parties believe good cause exists for the modification of the Court's Initial Pretrial Scheduling Order;

THEREFORE. IT IS HEREBY STIPULATED THAT the parties, by and through their counsel, jointly and respectfully request that the Court modify the case management deadlines in this case as follows:

a. Fact Discovery Cutoff: August 18, 2023

b. Expert Disclosures: October 16, 2023

c. Rebuttal Expert Disclosures: November 20, 2023

d. Supplemental Discovery Cutoff: January 16, 2024

e. Dispositive Motion Deadline: February 13, 2024

SO STIPULATED.

Dated: 5/15/2023

DKM LAW GROUP, LLP

By: /s/ Brian R. Davis

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Attorneys for Defendant

GARRISON PROPERTY AND CASUALTY
INSURANCE COMPANY

Dated: 5/15/2023

SCHILLECI & TORTORICI, P.C.

By: /s/ Jason P. Tortorici

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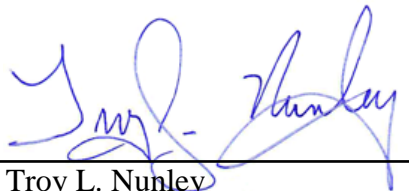
KYLE COLPACK and CIERRA COLPACK

ORDER

Pursuant to the parties' stipulation and good cause appearing, it is hereby ORDERED that the Pretrial Scheduling Order as set on September 13, 2022 (Dkt. 9) is hereby modified as follows:

1. Fact Discovery Cutoff: August 18, 2023
2. Expert Disclosures: October 16, 2023
3. Rebuttal Expert Disclosures: November 20, 2023
4. Supplemental Discovery Cutoff: January 16, 2024
5. Dispositive Motion Deadline: February 13, 2024

ORDERED and dated this 15th day of May, 2023.



Troy L. Nunley
United States District Judge